IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 13TH JULY 2007 / 22ND ASHADHA 1929

WP(C).No. 5946 of 2004(G)

PETITIONERS:

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1. GIJO GEORGE, AGED 33 YEARS,
S/O. O.T.GEORGE, OLAKKENGAL HOUSE,
KOTTEKAD, KUTTUR P.O., THRISSUR.
(VILLAGE MAN, TALUK OFFICE, TALAPPILLY TALUK)

2. BIJURAJ M.M., AGED 33 YEARS,
S/O. MADHAVAN, MUTHIRAPARAMBATH HOUSE,
PATTAMBI ROAD, THRISSUR.
(L.D.CLERK , ANIMAL HUSBANDARY DEPARTMENT)

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS:

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1. THE SUPERINTENDENT OF POLICE, THRISSUR

2. DISTRICT COLLECTOR, THRISSUR

3. COMMISSIONER OF LAND REVENUE,
THIRUVANANTHAPURAM.

4. STATE OF KERALA, REPRESENTED BY THE
SECRETARY TO THE GOVERNMENT, REVENUE DEPARTMENT,
THIRUVANANTHAPURAM.

5. THE DISTRICT ANIMAL HUSBANDRY OFFICER,
THRISSUR.

BY GOVERNMENT PLEADER SRI. MANOJKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 5946/2004 G

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER OF THE R2 DT. 25/1/01.

EXT.P2. COPY OF THE ORDER BY THE R5 DT. 23/11/00.

EXT.P3. COPY OF THE SAID COMMUNICATION FROM THE OFFICE OF THE KAP 2 PALAKKAD DT. 09/09/98.

EXT.P4. COPY OF THE ORDER DT. 13/4/99 IN THE OFFICE OF THE COMMANDED PALAKKAD.

EXT.P5. COPY OF THE BO NO. 187/99/KAP 2 DT. 17/5/99

EXT.P6. COPY OF THE BO NO. 196/99KAP 2 DT. 20/5/99.

EXT.P7. COPY OF THE ORDER IN CMP NO. 9798/03 IN OP NO. 5598/03 DT. 18/2/2003.

True copy

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KURIAN JOSEPH J.

W.P.(C) No.5946 of 2004

Dated 13th July, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayer :-

> "Issue a writ in the nature of mandamus or any other writ order or direction commanding the respondents 2 and 5 to pay the arrears of salary which they are entitled to draw, which were denied to the petitioners on account of refusal to protect their last drawn pay in the scale of Rs.4,000-6,090 as Havildars on their transfer and appointment in the department coming under the 2nd and 5th respondents."

Since the petitioners have sought for a writ of mandamus, it is for the petitioners to first approach the competent authority, in which case, the matter will be duly considered by the said authority.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 13th July, 2007.